IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

WP(C).No. 2719 of 2007(W)

OPMV.2450/2004 of MOTOR ACCIDENT CLAIMS TRIBUNAL, KOTTAYAM
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PETITIONER:
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1. N.O.VARGHESE.

2. MRS.MOLLY VARGHESE,
BOTH ARE RESIDING AT NEDUMPARAMBIL HOUSE,
VEROOR P.O., CHANGANACHERRY.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
SRI.JIBU P THOMAS
SRI.SUNIL J.CHAKKALACKAL

RESPONDENTS:
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1. THE KERALA STATE ROAD TRANSPORT
CORPORATION, REPRESENTED BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
KOTTAYAM.

BY GOVERNMENT PLEADER SMT. M.K.PUSHPALATHA
ADV. SRI. JOHNSON P.JOHN, SC FOR KSRTC.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 2719/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE OP MV NO. 2450/2004 ON THE FILE OF THE MACT, KOTTAYAM DT. 10/4/2006.

EXT.P2. COPY OF THE EXEUCTION PETITION IN OPMV NO. 2450/2004 DT. 22/7/2006.

EXT.P3. COPY OF THE CERTIFICATE DT. 1/11/2006.

EXT.P4. COPY OF THE HISTOPATHOLOGY EXAMINATION REPORT ISSUED BY A PATHOLIGIST AT ST. THOMAS HOSPITAL, CHANGANACHERRY DT. 30/8/2002.

True copy

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K.BALAKRISHNAN NAIR, J.

W.P.(C).No.2719 of 2007-W

Dated this the 2nd day of March, 2007

JUDGMENT

The petitioners have approached this court feeling aggrieved by the delay from the part of the K.S.R.T.C. to deposit the amount due under Ext.P1 award of the Motor Accidents Claims Tribunal, Kottayam. The petitioners submit, the first petitioner is a cancer patient and he is in need of money for his treatment.

2. I find no justification in the K.S.R.T.C. not depositing the amount, due under Ext.P1 award. Accordingly, the first respondent is directed to deposit the amount due under Ext.P1 award, within three months from the date of production of a copy of this judgment, before the M.A.C.T., Kottayam.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS